THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 23930 of 2006

Dated: 16.04.2007

Between:

B. Vykunta Rao.

..... PETITIONER

AND

The District Collector and Chairman,
D.S.W.R.E.I Society, Srikakulam,
Srikakulam District.

.....RESPONDENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 23930 of 2006

Order:

The petitioner, who is working as Junior Assistant in A.P.S.W. Residential School (Girls), Srikakulam, has filed this writ petition assailing the proceedings, dated 01.11.2006, passed by the 1st respondent-District Collector and Chairman, D.S.W.R.E.I. Society, Srikakulam, transferring him from A.P.S.W. Residential School (Girls), Srikakulam to D.P.I.P., Mandasa, Srikakulam District.

This Court, while ordering notice before admission on 17.11.2006, directed to maintain *status quo* insofar as the petitioner is concerned.

When the matter is taken up for admission today, learned Government Pleader for Social Welfare produced para-wise remarks. According to him, the petitioner is working in the same place for more than four years and due to administrative reasons, the impugned transfer order is passed. He further submits that by virtue of *status quo* orders granted by this Court, the petitioner is still continuing in APSWR School, Srikakulam, itself, and because the petitioner is continuing at Srikakulam, the institution at Etcharla is seriously affected due to non-availability of JACT.

Heard the learned counsel for the petitioner and the learned Government pleader for Social Welfare.

Transfer is an incidence of service, and is made keeping in view the administrative exigencies and needs of the organization. It is not a

punishment. This Court normally does not interfere in the matter of transfer, unless it is shown that the transfer has been made on *mala fide* grounds or for extraneous reasons.

Be that as it may, since the petitioner is still continuing at Srikakulam, by virtue of *status quo* orders granted by this Court on 17.11.2006, instead of keeping the writ petition pending, I deem it appropriate to dispose of the writ petition with the following directions:

The petitioner is directed to submit a representation to the 1st respondent-District Collector, explaining his grievances, before effecting the general transfers, which are going to take place in the month of May 2007, and if any such representation is filed, the 1st respondent-District Collector shall consider the issue as to whether the petitioner can be continued in the same place or transferred to another place, and pass appropriate orders thereon in accordance with law.

Accordingly, the writ petition is disposed of. No costs.

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N.V. RAMANA, J.

Date: 16.04.2007
Nsr